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6 **UNITED STATES DISTRICT COURT**
7 **DISTRICT OF NEVADA**

8 UNITED STATES OF AMERICA,) 3:17-CR-041-MMD-(WGC)
9 Plaintiff,)
10 v.) Preliminary Order of Forfeiture
11 ROBERT EDWARD MILLER,)
12 Defendant.)

13 This Court finds that defendant ROBERT EDWARD MILLER pled guilty to Count One
14 of a One-Count Indictment charging him with Possession with Intent to Distribute a Controlled
15 Substance – Methamphetamine in violation of Title 21, United States Code, Section 841(a)(1).
16 Indictment, ECF No. 1; Plea Agreement, ECF No. 14; Change of Plea, ECF No. 16.

17 This Court finds defendant ROBERT EDWARD MILLER agreed to the forfeiture of the
18 property set forth in the Plea Agreement and the Forfeiture Allegation of the Indictment.
19 Indictment, ECF No. 1; Plea Agreement, ECF No. 14; Change of Plea, ECF No. 16.

20 This Court finds, pursuant to Fed. R. Crim. P. 32.2(b)(1) and (2), the United States of
21 America has shown the requisite nexus between property set forth in the Plea Agreement and the
22 Forfeiture Allegation of the Indictment and the offense to which defendant ROBERT EDWARD
23 MILLER pled guilty.

24 The following property is subject to forfeiture pursuant to Title 21, United States Code,
25 Section 853:

26 \$1,973.00 in United States Currency (property).

1 This Court finds the United States of America is now entitled to, and should, reduce the
2 aforementioned property to the possession of the United States of America.

3 NOW THEREFORE, IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that
4 the United States of America should seize the aforementioned property.

5 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED all right, title, and interest
6 of ROBERT EDWARD MILLER in the aforementioned property is forfeited and is vested in the
7 United States of America and shall be safely held by the United States of America until further
8 order of the Court.

9 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the United States of
10 America shall publish for at least thirty (30) consecutive days on the official internet government
11 forfeiture website, www.forfeiture.gov, notice of this Order, which shall describe the forfeited
12 property, state the time under the applicable statute when a petition contesting the forfeiture must
13 be filed, and state the name and contact information for the government attorney to be served
14 with the petition, pursuant to Fed. R. Crim. P. 32.2(b)(6) and Title 21, United States Code,
15 Section 853(n)(2).

16 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that any individual or
17 entity who claims an interest in the aforementioned property must file a petition for a hearing to
18 adjudicate the validity of the petitioner's alleged interest in the property, which petition shall be
19 signed by the petitioner under penalty of perjury pursuant to Title 21, United States Code,
20 Section 853(n)(3) and Title 28, United States Code, Section 1746, and shall set forth the nature
21 and extent of the petitioner's right, title, or interest in the forfeited property and any additional
22 facts supporting the petitioner's petition and the relief sought.

23 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a petition, if any, must be
24 filed with the Clerk of the Court, Bruce R. Thompson U.S. Courthouse and Federal Building,
25 400 South Virginia Street, 3rd Floor, Reno, NV 89501, no later than thirty (30) days after the
26 notice is sent or, if direct notice was not sent, no later than sixty (60) days after the first day of
 the publication on the official internet government forfeiture site, www.forfeiture.gov.


1 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a copy of the petition, if
2 any, shall be served upon the Asset Forfeiture Attorney of the United States Attorney's Office at
3 the following address at the time of filing:

4 Greg Addington
5 Assistant United States Attorney
6 100 West Liberty Street, Suite 600
7 Reno, NV 89501

8 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the notice described
9 herein need not be published in the event a Declaration of Forfeiture is issued by the appropriate
10 agency following publication of notice of seizure and intent to administratively forfeit the above-
11 described property.

12 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the Clerk send copies
13 of this Order to all counsel of record.

14 DATED this 14th day of June, 2017.

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18 UNITED STATES DISTRICT JUDGE
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